

IN RE: ALLEGED MAHWAH
TOXIC DUMP SITE LITIGATION

SUPERIOR COURT OF NEW JERSEY

LAW DIVISION

BERGEN COUNTY

DOCKET No. BER-L-489-08

CIVIL ACTION

FILED

DEC 10 2009

BRIAN R. MARTINOTTI
J.S.C.

ORDER

All previous Orders remain in full force and effect
except as modified by this Order.

THIS MATTER having been designated a “Mass Tort” pursuant to the Supreme Court’s Order of November 27, 2007, the Court having conducted a hearing on the return of an Order to Show Cause pursuant to the Court’s November 17, 2009 Order and a case management /procedural conference/hearing, the Court finding that the non-settling plaintiffs, [Estate of Alfred Mann, Amber Van Dunk, Cassandra Mann, Markese Mann and Timothy Van Dunk and Beatrice Mann] received notice of the Order to Show Cause (by counsel and publication) and not having appeared, counsel for defendants having moved to dismiss those Complaints for failure to appear, all counsel appearing, for good cause shown and for the reasons set forth on the record,

IT IS on this 10th day of December, 2009,

ORDERED,

1. The Complaints of the non-settling plaintiffs:

Estate of Alfred Mann	Docket No.: BER-L-9192-07
Amber Van Dunk	Docket No.: BER-L-9207-07
Cassandra Mann	Docket No.: BER-L-9188-07
Markese Mann	Docket No.: BER-L-9188-07

Timothy Van Dunk

Docket No.: BER-L-9192-07

Beatrice Mann

Docket No.: BER-L-9218-07

are hereby **DISMISSED WITH PREJUDICE.**

2. This matter is hereby marked settled between Ford/URS/Arrow, The Borough of Ringwood and plaintiffs. The Borough shall within seven (7) days review all Releases. The thirty (30) days for Ringwood to pay funds shall accrue upon completed review of all Releases.
3. Stipulations of Dismissal will be filed against all other defendants.
4. The Court will conduct Friendly Hearings beginning on February 8, 2010 and continuing on February 9; February 10; February 16; February 17; February 22; February 23 and February 24, 2010.
5. The Court may, upon the showing of good cause, conduct Friendly Hearings on Saturday, February 27, 2010 at 9:00 a.m. Ringwood Borough Hall. Counsel shall be responsible for a court reporter.
6. Counsel shall provide a proposed schedule of Friendly Hearings at the next case management conference. [Counsel will be required to provide to the Court a "Friendly" submission, R.4:48A, and shall pre-mark all exhibits and provide to the Court a list of exhibits to be marked into evidence seven (7) days prior to the hearing.]
7. A Case Management Conference will be conducted on January 28, 2010 at 9:30 a.m.



BRIAN R. MARTINOTTI, J.S.C.